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The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 21

UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE COMMISSIONER OF PATENTS AND TRADEMARKS

In re RANDALL ADDINGTON et al.)
Application 09/396,530)
Filed: September 15, 1999)
Appeal No. 2001-1382

ORDER GRANTING SECOND REQUEST TO RESET HEARING DATE AND NOTICE OF HEARING

An oral hearing before a merits panel of the Board of Patent Appeals and Interferences had been set for October 11, 2001 (Paper No. 15). On September 17, 2001, a facsimile letter was received (Paper No. 17) wherein counsel requested that the oral hearing be rescheduled to "the next earliest date" due to possible airline flight problems resulting from the attack on the World Trade Center. The request was granted with the oral hearing being rescheduled on January 9, 2002. Then on November 5, 2001, applicants submitted a facsimile letter (Paper No. 20) asking that again the oral hearings be rescheduled due to a "scheduling conflict with a previously[sic] activity which cannot be rescheduled." The request has been granted.

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Accordingly, the hearing will take place on **November 29, 2001**, at Crystal Gateway 2, 1225 Jefferson Davis Highway, Arlington, Virginia in Hearing Room A at 1:00 am.

Your attention is directed to 37 CFR § 1.194(a). The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

CONFIRMATION OR WAIVER OF THE ORAL HEARING IN WRITING IS REQUIRED. The Confirmation must be filed with the Board within **FOURTEEN (14) DAYS FROM THE MAILING DATE OF THIS NOTICE**, indicating confirmation or waiver of the hearing.

CONFIRMATION VIA A FACSIMILE COMMUNICATION TO 703-308-6199 IS RECOMMENDED.

FAILURE TO CONFIRM WITHIN THE ABOVE TIME PERIOD, OR ANY FURTHER REQUESTS FOR ADJOURNMENT, WILL BE CONSTRUED AS A WAIVER OF THE REQUEST FOR ORAL HEARING.

By Order of the Board of Patent
Appeals and Interferences

CRAIG R. FEINBERG
Program and Resource Administrator
(703) 308-9797

FAXED: November 8, 2001

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